

GOVERNMENT OF ANDHRA PRADESH

A B S T R A C T

Social Welfare Department – Land Acquisition – Khammam District – Baswapuram Village, Konijerla Mandal - Land acquired for provision of house sites to the weaker sections – Sanction of Rs 85,565/- towards balance decretal charges as ordered in A.S Nos.1004, 1016 and 2262 of 2002 in O.P.Nos. 107,108, and 109 of 1994 - Orders - Issued.

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SOCIAL WELFARE (LA) DEPARTMENT

G.O. Rt. No. 11

Dated: 07. 01. 2011

Read the following

1. From the District Collector, Khammam, Lr.No.H2-LA-581-2001,dt 7.5.2010.
2. From the CSW Hyderabad Lr.No.LA1/5086/2009, dated 16.11.2009.
3. From the CCLA, Hyderabad Lr.No.G3/2050/2009, dated 22.07.2010.

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ORDER:-

In the reference 3rd read above, as reported by the District Collector, Khammam, the CCLA has reported that the LAO/MRO, Konijerla has acquired land to an extent of Ac.7.29 Gts in Sy.No. 59 situated at Baswapuram (Village), Konijerla (M) vide award Progs. No.B/865/92, dated 30/11/93 by fixing the market value at Rs.20,000/- per acre. After receipt of compensation the awardees have filed petition in the Court of Sr. Civil Judge, Khammam. The Sr. Civil Judge, Khammam in the Judgment dated 27.12.1999 in O.P.Nos. 107, 108, & 109/94 has enhanced the compensation from Rs.20,000/- to 29,000 per acre along with the statutory benefits admissible. The claimants have filed EP Nos.151, 150 and 149 of 2000. Aggrieved by the Judgment of Lower Court, the LAO/MRO, Konijerla has filed an appeal vide A.S Nos.1004, 1016 and 2262 of 2002 in Hon'ble High Court of A.P. The Hon'ble High Court has issued Interim orders in CMP No.6995, 6993 & 6994 of 2002, granted interim stay on condition of depositing of ½ of the amount. The Hon'ble High Court in its final orders dated 15.04.2008 has dismissed the AS. Nos 1004, 1016 and 2262 of 2002 against O.P.Nos. 107, 108 and 109 of 1994, duly confirming the Lower Court Orders. The Govt Pleader for Appeals, APHC, Hyderabad has opined that the extent of land and amount involved in this case is very meagre and the enhancement of the market value is also very marginal. As such there are no merits to prefer appeal in the Supreme Court. Accordingly the District Collector, Khammam has submitted decretal charge proposals along with the calculation sheet for an amount of Rs.25,106/-, 51,615/- and 8,844/- in O.P Nos.108, 107 and 109 of 1994 respectively, and requested for sanction of Rs.85,565/- towards payment of balance decretal charges for the land acquired to an extent of Ac.7.29 Gts bearing Sy. No. 59 situated at Baswapuram (Village), Konijerla (M) of Khammam District, for providing house sites to the weaker section's people.

2. The Chief Commissioner of Land Administration, AP, Hyderabad, has verified the proposals along with the calculation sheet furnished by the District Collector, Khammam District, and forwarded the same to the Government for sanction of decretal amount of Rs.85,565/- towards payment of decretal charges as ordered by the High Court dated 15.04.2008 in AS.Nos.1004, 1016, and 2262 of 2002, in OP.Nos.107, 108, and 109 of 1994 towards the land acquired to an extent of Ac.7.29 Gts bearing Sy. No. 59 situated at Baswapuram (Village), Konijerla (M) of Khammam District, for providing house sites to the weaker sections people.

3. The Government, after careful examination of the above proposal, hereby accord sanction to the Commissioner of Social Welfare, AP, Hyderabad for release of balance amount of Rs.85,565/- (Rupees eighty five thousand five hundred and sixty five only) to the District collector, Khammam towards payment of decretal charges as per orders of the Hon'ble High Court dated 15.04.2008 in AS.Nos.1004, 1016, and 2262 of 2002, in OP.Nos.107, 108, and 109 of 1994 towards the land acquired to an extent of Ac.7.29 Gts bearing Sy. No. 59 situated at Baswapuram (Village), Konijerla (M) of Khammam District,, for providing house sites to the weaker sections people.

PTO

4. The amount of expenditure sanctioned in para (3) above shall be debited to the following Head of Account:

“2225- Welfare of Scheduled Castes, Scheduled Tribes and other Backward Classes - 01- Welfare of Scheduled Castes – M.H.283 - Housing - G.H.11-Normal State Plan - SH(08) Acquisition of House sites to weaker sections under Indiramma Programme - 310/312 – other Grants-in-Aid” during the Budget Estimates 2010-11.

5. The Commissioner of Social Welfare, A.P., Hyderabad, is requested to issue necessary proceedings to the District Collector, Khammam to comply with the Court orders.

6. The District Collector, Khammam shall verify the calculation sheet submitted by the Land Acquisition Officer once again, before issue of proceedings for releasing the amount. If any discrepancy/excess claim is found in the calculation sheet in future, the Land Acquisition Officer shall be held solely responsible.

7. This order does not require the concurrence of Finance (Expr.SW) Department as per the instructions of Finance Department issued vide U.O.Note No.12869/196/A1/Esp.SW/2009, dated..22.05.2009 and Fin. Dept. U.O. No. 15926/256/A1/1/Expr.SW/09, dated.17.08.2009.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

J. RAYMOND PETER
PRINCIPAL SECRETARY TO GOVERNMENT

To

The Commissioner of Social Welfare, A.P., Hyderabad.

The Chief Commissioner of Land Administration, AP, Hyderabad.

The District Collector, Khammam District..

Copy to:

The Director of Treasuries & Accounts, A.P. Hyderabad.

The Accountant General, A.P., Hyderabad

The Dist. Treasury Officer, Khammam District.

Finance (Exp.SW/BG) Department.

SF/SC

//FORWARDED::BY ORDER//

SECTION OFFICER